

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 6081 of 2005

Between:

- 1 K. Ayyapa Reddy, S/o. Venka Reddy,
R/o. Kanuparthi Village Naguluppalapadu Mandal, Prakasham District.
- 2 P. Venkata Koti Reddy, S/o. Balarami Reddy,
R/o. Paluguvari Palem Village, Nagulupalapadu Mandal,
Prakasham District.
- 3 A. Koteswar Rao, S/o. Singaiah,
R/o. Thopu Palem Village, Nagulupalapadu Mandal,
Prakasham District.
- 4 S. Venkata Subba Reddy, S/o. Chinna Venkateswarlu,
R/o. thopu Palem Village, Nagulupalapadu Mandal,
Prakasham District.
- 5 K. Bala Kotaiah, S/o. Subbaiah,
R/o. Thopu Palem Village, Nagulupalapadu Mandal,
Prakasham District.
- 6 V. Anjaneyulu, S/o. Pichaiah,
R/o. Kanuparthi Village, Naguluppalapadu Mandal, Prakasham District.

..... PETITIONERS

AND

- 1 The Govt of A.P., rep. by its Secretary, Panchayat Raj and Rural Development
Department, Secretariat, Hyderabad.
- 2 The State Election Commissioner, ' Hyderabad.
- 3 The District Collector, Prakasham District-cum-the District Election
Authority, Ongole, Prakasham District.
- 4 The District Panchayat Officer, Ongole-cum-Additional District Election Authority,
Ongole, Prakasham District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue a writ or order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents in not conducting elections to the Kanuparthi Gram Panchayat, Naguluppalapadu Mandal, Prakasham District as Contrary to Part IX of Constitution of India.

Counsel for the Petitioners: MR.M.RAVINDRANATH REDDY

Counsel for the Respondent No.2: MR.K.G.K.PRASAD

**Counsel for the Respondent Nos.1,3 and 4:GP FOR PANCHAYAT RAJ &
RURAL DEV.**

This Court at the admission stage made the following:

ORDER:

The petitioner seeks a Mandamus declaring the action of the respondents in not conducting elections to the Kanuparthi Gram Panchayat, Naguluppalapadu Mandal, Prakasham District, as illegal and arbitrary.

When the matter came up for hearing, the learned counsel appearing for the second respondent submitted that on 08-07-2005, the first respondent has submitted proposals before the second respondent to conduct elections to the Kanuparthi Gram Panchayat and the same is pending consideration for the purpose of fixing the date of elections and that the said process requires a minimum period of two months. It is brought to the notice of this Court that the previous elections were held about fifteen years ago.

In view of the facts and circumstances of the case, especially in view of the fact that the previous elections were conducted about fifteen years ago, without expressing any opinion on the merits of the case, I deem it appropriate to direct to the respondents to conduct elections expeditiously.

The writ petition is accordingly disposed of directing the

respondents to conduct elections to the Kanuparthu Gram Panchayat within a period of two months from the date of receipt of this order. No costs.

(ELIPE DHARMA RAO, J)

Date:13-07-2005

ghn

To

- 1 The Secretary, Govt of A.P., Panchayat Raj and Rural Development Department, Secretariat, Hyderabad.
- 2 The State Election Commissioner, ' Hyderabad.
- 3 The District Collector, Prakasham District-cum-the District Election Authority, Ongole, Prakasham District.
- 4 The District Panchayat Officer, Ongole-cum-Additional District Election Authority, Ongole, Prakasham District.
- 5 Two CCs to the Government Pleader for Panchayat Raj and Rural Development, High Court of A.P., Hyderabad. (O.U.T.)
- 6 Two CD copies.